

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

 <b>FEE TRANSMITTAL</b> <b>for FY 2004</b> <small>AUG 05 2004</small> <small>Effective 10/01/2003. Patent fees are subject to annual revision.</small>		<b>Complete if Known</b> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr><td style="width: 50%;">Application Number</td><td>10/636,074</td></tr> <tr><td>Filing Date</td><td>August 7, 2003</td></tr> <tr><td>First Named Inventor</td><td>R. Worley</td></tr> <tr><td>Examiner Name</td><td>L. Coletta</td></tr> <tr><td>Art Unit</td><td>3612</td></tr> <tr><td>Attorney Docket No.</td><td>5362-000470</td></tr> </table>		Application Number	10/636,074	Filing Date	August 7, 2003	First Named Inventor	R. Worley	Examiner Name	L. Coletta	Art Unit	3612	Attorney Docket No.	5362-000470
Application Number	10/636,074														
Filing Date	August 7, 2003														
First Named Inventor	R. Worley														
Examiner Name	L. Coletta														
Art Unit	3612														
Attorney Docket No.	5362-000470														
<b>TOTAL AMOUNT OF PAYMENT</b> (\$ 352)															

METHOD OF PAYMENT (check all that apply)				FEE CALCULATION (continued)																																																																																																																																																																																																																																		
<input type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money <input type="checkbox"/> Other <input type="checkbox"/> None <input checked="" type="checkbox"/> Deposit Account: Deposit Account Number: 50-0275  Deposit Account Name: ASC Incorporated				<b>3. ADDITIONAL FEES</b> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 20%;">Large Entity</th> <th style="width: 20%;">Small Entity</th> <th colspan="4"></th> </tr> <tr> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Code</th> <th>Fee (\$)</th> <th colspan="2">Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>1051</td><td>130</td><td>2051</td><td>65</td><td colspan="2">Surcharge - late filing fee or oath</td><td></td></tr> <tr><td>1052</td><td>50</td><td>2052</td><td>25</td><td colspan="2">Surcharge - late provisional filing fee or cover sheet</td><td></td></tr> <tr><td>1053</td><td>130</td><td>1053</td><td>130</td><td colspan="2">Non-English specification</td><td></td></tr> <tr><td>1812</td><td>2,520</td><td>1812</td><td>2,520</td><td colspan="2">For filing a request for reexamination</td><td></td></tr> <tr><td>1804</td><td>920*</td><td>1804</td><td>920*</td><td colspan="2">Requesting publication of SIR prior to Examiner action</td><td></td></tr> <tr><td>1805</td><td>1,840*</td><td>1805</td><td>1,840*</td><td colspan="2">Requesting publication of SIR after Examiner action</td><td></td></tr> <tr><td>1251</td><td>110</td><td>2251</td><td>55</td><td colspan="2">Extension for reply within first month</td><td></td></tr> <tr><td>1252</td><td>420</td><td>2252</td><td>210</td><td colspan="2">Extension for reply within second month</td><td></td></tr> <tr><td>1253</td><td>950</td><td>2253</td><td>475</td><td colspan="2">Extension for reply within third month</td><td></td></tr> <tr><td>1254</td><td>1,480</td><td>2254</td><td>740</td><td colspan="2">Extension for reply within fourth month</td><td></td></tr> <tr><td>1255</td><td>2,010</td><td>2255</td><td>1,005</td><td colspan="2">Extension for reply within fifth month</td><td></td></tr> <tr><td>1401</td><td>330</td><td>2401</td><td>165</td><td colspan="2">Notice of Appeal</td><td></td></tr> <tr><td>1402</td><td>330</td><td>2402</td><td>165</td><td colspan="2">Filing a brief in support of an appeal</td><td></td></tr> <tr><td>1403</td><td>290</td><td>2403</td><td>145</td><td colspan="2">Request for oral hearing</td><td></td></tr> <tr><td>1451</td><td>1,510</td><td>1451</td><td>1,510</td><td colspan="2">Petition to institute a public use proceeding</td><td></td></tr> <tr><td>1452</td><td>110</td><td>2452</td><td>55</td><td colspan="2">Petition to revive – unavoidable</td><td></td></tr> <tr><td>1453</td><td>1,330</td><td>2453</td><td>665</td><td colspan="2">Petition to revive – unintentional</td><td></td></tr> <tr><td>1501</td><td>1,330</td><td>2501</td><td>665</td><td colspan="2">Utility issue fee (or reissue)</td><td></td></tr> <tr><td>1502</td><td>480</td><td>2502</td><td>240</td><td colspan="2">Design issue fee</td><td></td></tr> <tr><td>1503</td><td>640</td><td>2503</td><td>320</td><td colspan="2">Plant issue fee</td><td></td></tr> <tr><td>1460</td><td>130</td><td>1460</td><td>130</td><td colspan="2">Petitions to the Commissioner</td><td></td></tr> <tr><td>1807</td><td>50</td><td>1807</td><td>50</td><td colspan="2">Processing fee under 37 CFR 1.17 (q)</td><td></td></tr> <tr><td>1806</td><td>180</td><td>1806</td><td>180</td><td colspan="2">Submission of Information Disclosure Stmt</td><td>180</td></tr> <tr><td>8021</td><td>40</td><td>8021</td><td>40</td><td colspan="2">Recording each patent assignment per property (times number of properties)</td><td></td></tr> <tr><td>1809</td><td>770</td><td>2809</td><td>385</td><td colspan="2">Filing a submission after final rejection (37 CFR § 1.129(a))</td><td></td></tr> <tr><td>1810</td><td>770</td><td>2810</td><td>385</td><td colspan="2">For each additional invention to be examined (37 CFR § 1.129(b))</td><td></td></tr> <tr><td>1801</td><td>770</td><td>2801</td><td>385</td><td colspan="2">Request for Continued Examination (RCE)</td><td></td></tr> <tr><td>1802</td><td>900</td><td>1802</td><td>900</td><td colspan="2">Request for expedited examination of a design application</td><td></td></tr> <tr> <td colspan="6" style="text-align: center;">Other fee (specify) _____</td> <td></td> </tr> <tr> <td colspan="6" style="text-align: center;">*Reduced by Basic Filing Fee Paid</td> <td style="text-align: right;">SUBTOTAL (3) (\$ 180)</td> </tr> </tbody> </table>				Large Entity	Small Entity					Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description		Fee Paid	1051	130	2051	65	Surcharge - late filing fee or oath			1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet			1053	130	1053	130	Non-English specification			1812	2,520	1812	2,520	For filing a request for reexamination			1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action			1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action			1251	110	2251	55	Extension for reply within first month			1252	420	2252	210	Extension for reply within second month			1253	950	2253	475	Extension for reply within third month			1254	1,480	2254	740	Extension for reply within fourth month			1255	2,010	2255	1,005	Extension for reply within fifth month			1401	330	2401	165	Notice of Appeal			1402	330	2402	165	Filing a brief in support of an appeal			1403	290	2403	145	Request for oral hearing			1451	1,510	1451	1,510	Petition to institute a public use proceeding			1452	110	2452	55	Petition to revive – unavoidable			1453	1,330	2453	665	Petition to revive – unintentional			1501	1,330	2501	665	Utility issue fee (or reissue)			1502	480	2502	240	Design issue fee			1503	640	2503	320	Plant issue fee			1460	130	1460	130	Petitions to the Commissioner			1807	50	1807	50	Processing fee under 37 CFR 1.17 (q)			1806	180	1806	180	Submission of Information Disclosure Stmt		180	8021	40	8021	40	Recording each patent assignment per property (times number of properties)			1809	770	2809	385	Filing a submission after final rejection (37 CFR § 1.129(a))			1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))			1801	770	2801	385	Request for Continued Examination (RCE)			1802	900	1802	900	Request for expedited examination of a design application			Other fee (specify) _____							*Reduced by Basic Filing Fee Paid						SUBTOTAL (3) (\$ 180)
Large Entity	Small Entity																																																																																																																																																																																																																																					
Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description		Fee Paid																																																																																																																																																																																																																																
1051	130	2051	65	Surcharge - late filing fee or oath																																																																																																																																																																																																																																		
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet																																																																																																																																																																																																																																		
1053	130	1053	130	Non-English specification																																																																																																																																																																																																																																		
1812	2,520	1812	2,520	For filing a request for reexamination																																																																																																																																																																																																																																		
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action																																																																																																																																																																																																																																		
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action																																																																																																																																																																																																																																		
1251	110	2251	55	Extension for reply within first month																																																																																																																																																																																																																																		
1252	420	2252	210	Extension for reply within second month																																																																																																																																																																																																																																		
1253	950	2253	475	Extension for reply within third month																																																																																																																																																																																																																																		
1254	1,480	2254	740	Extension for reply within fourth month																																																																																																																																																																																																																																		
1255	2,010	2255	1,005	Extension for reply within fifth month																																																																																																																																																																																																																																		
1401	330	2401	165	Notice of Appeal																																																																																																																																																																																																																																		
1402	330	2402	165	Filing a brief in support of an appeal																																																																																																																																																																																																																																		
1403	290	2403	145	Request for oral hearing																																																																																																																																																																																																																																		
1451	1,510	1451	1,510	Petition to institute a public use proceeding																																																																																																																																																																																																																																		
1452	110	2452	55	Petition to revive – unavoidable																																																																																																																																																																																																																																		
1453	1,330	2453	665	Petition to revive – unintentional																																																																																																																																																																																																																																		
1501	1,330	2501	665	Utility issue fee (or reissue)																																																																																																																																																																																																																																		
1502	480	2502	240	Design issue fee																																																																																																																																																																																																																																		
1503	640	2503	320	Plant issue fee																																																																																																																																																																																																																																		
1460	130	1460	130	Petitions to the Commissioner																																																																																																																																																																																																																																		
1807	50	1807	50	Processing fee under 37 CFR 1.17 (q)																																																																																																																																																																																																																																		
1806	180	1806	180	Submission of Information Disclosure Stmt		180																																																																																																																																																																																																																																
8021	40	8021	40	Recording each patent assignment per property (times number of properties)																																																																																																																																																																																																																																		
1809	770	2809	385	Filing a submission after final rejection (37 CFR § 1.129(a))																																																																																																																																																																																																																																		
1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))																																																																																																																																																																																																																																		
1801	770	2801	385	Request for Continued Examination (RCE)																																																																																																																																																																																																																																		
1802	900	1802	900	Request for expedited examination of a design application																																																																																																																																																																																																																																		
Other fee (specify) _____																																																																																																																																																																																																																																						
*Reduced by Basic Filing Fee Paid						SUBTOTAL (3) (\$ 180)																																																																																																																																																																																																																																
<small>*or number previously paid, if greater; For Reissues, see above</small>																																																																																																																																																																																																																																						

<b>SUBMITTED BY</b>						<b>Complete (if applicable)</b>	
Name (Print/Type)	Monte L. Falcoff	Registration No. (Attorney/Agent)	37,617	Telephone	(248) 641-1600		
Signature					Date	August 5, 2004	

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing this form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No.: 10/636,074

Filing Date: August 7, 2003

Applicant: R. Worley

Group Art Unit: 3612

Examiner: R. Worley

Title: HARD-TOP CONVERTIBLE ROOF APPARATUS

Attorney Docket: 5362-000470

---

Director of the United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Sir:

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, Applicant hereby submits an Information Disclosure Statement for consideration by the Examiner.

**I. LIST OF PATENTS, PUBLICATIONS, AND OTHER INFORMATION**

The patents, publications and other information requested to be considered by the Office (except unpublished U.S. patent applications) are listed on Form 1449 attached hereto.

**II. COPIES**

A. \_\_\_\_ Submitted herewith is a legible copy of (i) each U.S. patent application publication and U.S. and foreign patent; (ii) each publication or that portion which caused it to be listed; (iii) for each cross-referenced pending U.S. application listed below in Section IV, the application specification including the claims, and any drawing of the application which caused it to be listed including the claims directed to that portion; and (iv) all other information or that portion which caused it to be listed.

B. \_\_\_\_ Any patents, publications or other information which are listed on Form 1449 or on the copies of PTO-892, but which are not enclosed herewith, were previously cited by or submitted to the PTO in one of the following applications which has been relied upon for an earlier filing date under 35 U.S.C. § 120:

U.S. Serial Number

U.S. Filing Date

C. XXX Because the present application was/is being filed after June 30, 2003, no copies of the U.S. patents or U.S. patent application publications which are listed on the attached Form 1449 are enclosed pursuant to the waiver of 37 C.F.R. § 1.98(a)(2)(i). Any foreign patent documents or non-patent literature listed on the attached Form 1449 are enclosed herewith.

D.       This is a PCT application in the entry of the National Phase in the United States. A copy of the International Search Report is attached for the Examiner's information. The documents listed on the International Search Report are listed on the attached Form-1449 for consideration by the Examiner and for listing on any patent resulting from this application. If the International Search Report was from the US, EPO, or JPO search authorities, copies of these references should have been supplied to the USPTO under the trilateral agreement and are believed to be in the file of the above-identified application. (MPEP 1893.03(g))

III. CONCISE EXPLANATION OF THE RELEVANCE (check at least one box)

A.XXX Except as may be indicated below in (B), all of the patents, publications or other information are in the English language (concise explanation not required).

B.       A concise explanation of the relevance of each patent, publication or other information listed that is not in the English language is as follows (see 37 C.F.R. § 1.98(a)(3)):

1.       See the attached foreign patent office communication from a counterpart foreign application.
2.       English translations are provided.
- 3.XXX Other:

German Patent No. DE 197 56 021 appears to show a roof that has two rigid panels (14, 16) which are extensible and retractable to open and close the roof opening (12). There are water drains (28) arranged along the edges of the roof opening and a foldable ceiling panel (20) under the roof cover. The upper side of the ceiling panel is made water repellent. The ceiling panel is laterally overlapped by the water drains. The panel is attached to the cover panels.

C.       The following additional information is provided for the Examiner's consideration.

IV. CROSS REFERENCE TO RELATED APPLICATION(S)

A.       The Examiner is advised that the following co-pending application(s) contain(s) subject matter that may be related to the present application. By bringing this(these) application(s) to the Examiner's attention, Applicant(s) does(do) not waive the confidentiality provisions of 35 U.S.C. § 122.

<u>Serial No.</u>	<u>Filing Date</u>	<u>Art Unit</u>
-------------------	--------------------	-----------------

V. **THIS IDS IS BEING FILED UNDER**

A. 37 C.F.R. § 1.97(b): (check only one box)

1.        within three months of the filing date of a national application other than a continued prosecution application under § 1.53(d) (37 C.F.R. § 1.97(b)(1)). No fee or certification is required.
2.        within three months of the date of entry of the national stage as set forth in §1.491 in an international application (37 C.F.R. § 1.97(b)(2)). No fee or certification is required.
3.        before the mailing of a first Office Action on the merits (37 C.F.R. § 1.97(b)(3)). No fee or certification is required. In the event that a first Office Action on the merits has been issued, please consider this IDS under 37 C.F.R. § 1.97(c) and see the certification under 37 C.F.R. § 1.97(e) below; or, if no certification has been made, charge our deposit account a fee in the amount of \$180.00 as required by 37 C.F.R. § 1.17(p).
4.        before the mailing of a first Office Action after the filing of a request for continued examination under 37 C.F.R. § 1.114. No fee or certification is required.

B. XXX 37 C.F.R. § 1.97(c): (check only one box)

before the mailing date of either any Final Office Action under 37 C.F.R. § 1.113, a Notice of Allowance under 37 C.F.R. § 1.311, or an action that otherwise closes prosecution.

1. XXX No certification; therefore, a fee in the amount of \$180.00 is required by 37 C.F.R. § 1.17(p).
2.        See the certification below. No fee is required.

C. 37 C.F.R. § 1.97(d):

after the mailing date of either a Final Office Action under 37 C.F.R. § 1.113 or a Notice of Allowance under 37 C.F.R. § 1.311, yet on or before payment of the issue fee.

1.        See the certification below. A fee in the amount of \$180.00 is required by 37 C.F.R. § 1.17(p).

VI. CERTIFICATION UNDER 37 C.F.R. § 1.97(e): (check only one box)

The undersigned hereby certifies that:

A.        each item of information contained in this IDS was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS (See 37 C.F.R. § 1.97(e)(1)). See further statement under 37 C.F.R. 1.704(d) below in section VII, if applicable; or

B.        no item of information contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this IDS was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this IDS (See 37 C.F.R. § 1.97(e)(2)).

C.        Some of the items of information were first cited in a communication from a foreign patent office. As to this information, the undersigned hereby certifies that each item of information contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS. As to the remaining information, the undersigned hereby certifies that no item of this remaining information contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this IDS was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this IDS.

VII. STATEMENT UNDER 37 CFR 1.704(d)

The undersigned hereby states that:

       each item of information contained in this IDS was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of this IDS.

VIII. PAYMENT OF FEES (check only one box)

A.        A check in the amount of \$180.00 is enclosed for the above-identified fee.

B. XXX Please charge Deposit Account No. 50-0275 in the amount of \$180.00 for the above-indicated fee. A duplicate copy of this paper is attached.

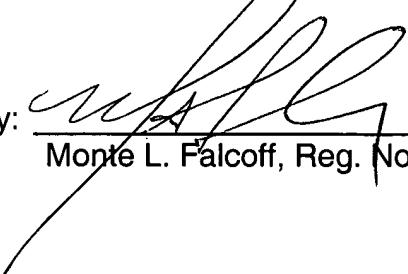
The above references are being cited only in the interest of candor and without any admission that they constitute statutory prior art, contain matter which anticipates the invention, or which would render the same obvious, either singly or in combination, to a person of ordinary skill in the art. Furthermore, this Information Disclosure Statement shall not be construed as a representation that a search has been made.

If it is determined that this IDS has been filed under the wrong rule, the PTO is requested to consider this IDS under the proper rule (with a petition if necessary) and charge the appropriate fee to Deposit Account No. 50-0275.

Please charge any additional fees or credit any overpayment pursuant to 37 C.F.R. § 1.16 or § 1.17 to Deposit Account No. 50-0275.

Respectfully submitted,

Dated: August 5, 2004

By:   
Monte L. Falcoff, Reg. No. 37,617

HARNESS, DICKEY & PIERCE, P.L.C.  
P.O. Box 828  
Bloomfield Hills, Michigan 48303  
(248) 641-1600

MLF/cmg

FORM HDP-1449 (Based on Form PTO-1449)		ATTORNEY DOCKET NO.	SERIAL NO.
<b>PATENT AND TRADEMARK OFFICE</b> <b>INFORMATION DISCLOSURE CITATION</b> (Use several sheets if necessary)		5362-000470	10/636,074
Sheet 1 of 1		APPLICANT	
		R. Worley	
		FILING DATE	GROUP
		August 7, 2003	3612

AUG 05 2004  
JC61  
PATENT & TRADEMARK OFFICE

<b>U.S. PATENT DOCUMENTS</b>						
Ref. Desig.	Examiner's Initials	Document Number	Date	Name	Class/ Subclass	(If appropriate) Filing Date
1.		6,511,118	1/28/03	Liedmeyer et al.		
2.		6,578,898	6/17/03	Rothe et al.		

<b>FOREIGN PATENT DOCUMENTS</b>						
Ref. Desig.	Examiner's Initials	Document Number	Date	Country	Class/ Subclass	Translation Yes No
1.		WO 02/96685	12/5/2002	PCT		
2.		GB 2 295 801	6/12/1996	United Kingdom		
3.		DE 197 56 021 C1	12/24/98	Germany		abstract

Examiner:	Date Considered:
-----------	------------------

EXAMINER: Please initial if citation considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.